

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

TYRONE HALL,

Plaintiff,

9:12-CV-832

-v-

DONALD UHLER, Deputy Superintendent of Security;
GEORGE WATERSON, Registered Nurse; JOHN
DOE #1, Correctional Officer; and JOHN DOE #2,
Correctional Officer,

Defendants.

APPEARANCES:

OF COUNSEL:

TYRONE HALL, pro se
09-B-0102
Upstate Correctional Facility
P.O. Box 2001
Malone, NY 12953

HON. ERIC T. SCHNEIDERMAN
Attorney General for the State of New York
Attorney for Defendant
The Capitol
Albany, NY 12224

ROGER W. KINSEY, ESQ.
Ass't Attorney General

DAVID N. HURD
United States District Judge

DECISION and ORDER

Plaintiff brought this action pursuant to 42 U.S.C. § 1983. On November 27, 2012, the Honorable Andrew T. Baxter, United States Magistrate Judge, advised, by Report-Recommendation, that defendants' motion to dismiss be granted in part and denied in part.

No objections to the Report-Recommendation were filed.

Based upon a careful review of the entire file and the recommendations of the Magistrate Judge, the Report-Recommendation is accepted in whole. See 28 U.S.C. 636(b)(1).

Therefore it is

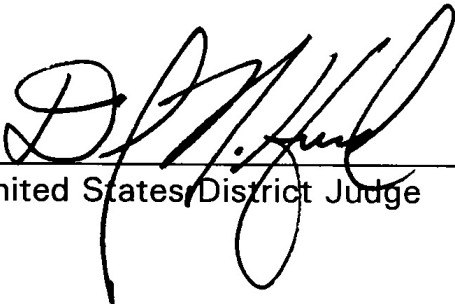
ORDERED that

1. Defendants' motion to dismiss is GRANTED in part and DENIED in part;
2. All official capacity claims, including claims for injunctive relief are DISMISSED

as against all defendants; and

3. All other claims remain.

IT IS SO ORDERED.


United States District Judge

Dated: December 21, 2012
Utica, New York.